

Monday, June 11, 2012

The Board of Supervisors of the County of San Luis Obispo, and ex-officio the governing body of all other special assessment and taxing districts for which said Board so acts, met in regular session at 9:00 AM

PRESENT: Supervisors: Frank Mecham, Bruce S. Gibson, Adam Hill, Paul A. Teixeira and Chairperson James R. Patterson

ABSENT: None

THE PLEDGE OF ALLEGIANCE IS LED BY CHAIRPERSON JAMES R. PATTERSON.

Public Comment Period:

1. This is the time set for members of the Public wishing to address the Board on matters other than scheduled items.

Chairperson Patterson: opens the floor to public comment.

Ms. Tami Douglas-Schatz – Human Resources Director: highlights the recently ratified agreement with the Association of San Luis Obispo County Deputy Sheriffs.

Mr. Richard Margetson, Mr. Al Barrow – Coalition for Low Income Housing (map), Ms. Linde Owen, Ms. Gwynn Taylor, and Mr. Ben DiFatta: address their concerns with the Los Osos Wastewater Project (LOWWP).

Mr. Gary Freiberg: comments on the outcome of the recent Supervisorial races.

Mr. Eric Greening: questions how the County will handle any marine debris washing ashore from the Japan tsunami.

Supervisor Gibson: responds to public comment regarding the LOWWP.

Mr. Ron Alsop – Office of Emergency Services Director: comments on how the tsunami debris will be handled. **No action taken.**

Hearings:

2. Budget Hearings for the Fiscal Year 2012-13 Proposed Budget. The County's Proposed and Supplemental Budget documents can be viewed at the following link:
<http://www.slocounty.ca.gov/admin/Budget.htm>

Mr. Jim Grant – County Administrative Officer: presents an overview of the Budget Hearings; thanks the Board, Administrative Office staff and Department Heads for their work preparing this budget; comments that adjustments will need to be made once the State's budget is finalized; states the County has received the Distinguished Budget Presentation Award from the Government Finance Officers Association for this budget.

Mr. Gere Sibbach - Auditor-Controller: introduces Ms. Teresa Andrews-Hurliman, who is representing his office during the Budget Hearings.

Mr. Dan Buckshi – Assistant County Administrative Officer: presents and discusses an overview of the Budget; highlights the 7 Year Pain Plan; outlines the service level impacts of the budget and impacts from the State's budget.

Board Members: address their concerns regarding the impacts from AB 109, Public Safety Realignment, and if there are options available to recover costs regarding this matter.

Chairperson Patterson: opens the floor to public comment.

Mr. Mike Brown – COLAB: speaks. **No action taken.**

3. This is the time set for the Land Based Budgets.

Chairperson Patterson: opens the floor to public comment.

Mr. Eric Greening and Mr. Mike Brown - COLAB: speak.

Supervisor Hill: states he will abstain from Fund Center 290.

The Board tentatively approves the Land Based Budgets for Fund Centers 141 – Agricultural Commission, 142 – Planning and Building, 290 – Community Development, 405 – Public Works, 201 – Public Works Special Services, 245 - Roads, 248 – Road Impact Fees and Special Districts, as presented by the County Administrative Officer and outlined in the Supplemental Document.

Motion by: Bruce S. Gibson
Second by: Paul Teixeira

| SUPERVISORS | AYES | NOES | ABSTAIN | RECUSE |
|-----------------------------------|------|------|---------------|--------|
| Patterson, James R. (Chairperson) | x | | | |
| Teixeira, Paul (Vice Chairperson) | x | | | |
| Mecham, Frank R. (Board Member) | x | | | |
| Gibson, Bruce S. (Board Member) | x | | | |
| Hill, Adam (Board Member) | x | | X FC 290 only | |

4. This is the time set for hearing regarding Public Protection Budgets.

Chairperson Patterson: opens the floor to public comment.

Mr. Mike Brown – COLAB: speaks.

A motion by Supervisor Mecham, seconded by Supervisor Gibson, to tentatively approve the Public Protection Budget is discussed. The motion maker and second amend their motion to include approval of the supplemental documents.

The Board tentatively approves the Public Protection Budgets for Fund Centers 137 – Animal Services, 134 – Child Support Services, 143 – Contributions to Court Operations, 140 – County Fire, 132 – District Attorney, 138 – Emergency Services, 131 – Grand Jury, 139 - Probation, 135 – Public Defender, 136 – Sheriff-Coroner, and 130 – Waste Management, as presented by the County Administrative Officer and outlined in the Supplemental Document.

Motion by: Frank R. Mecham
Second by: Bruce S. Gibson

| SUPERVISORS | AYES | NOES | ABSTAIN | RECUSE |
|-----------------------------------|------|------|---------|--------|
| Patterson, James R. (Chairperson) | x | | | |
| Teixeira, Paul (Vice Chairperson) | x | | | |
| Mecham, Frank R. (Board Member) | x | | | |
| Gibson, Bruce S. (Board Member) | x | | | |
| Hill, Adam (Board Member) | x | | | |

5. This is the time set for hearing regarding Health and Human Services Budgets.

Chairperson Patterson: opens the floor to public comment without response.

The Board tentatively approves the Health and Human Services Budgets for Fund Centers 166 – Behavioral Health, 350 – County Medical Services Program, 375 – Driving Under the Influence, 351 – Emergency Medical Services Fund, 184 – Law Enforcement Medical Care, 183 – Medical Assistance Program, 160 – Public Health, 180 – Social Services, 182 - CalWORKs, 181 – Foster Care, 185 – General Assistance and 186 – Veterans Services, as presented by the County Administrative Officer and outlined in the Supplement Document.

Motion by: Bruce S. Gibson
Second by: Adam Hill

| SUPERVISORS | AYES | NOES | ABSTAIN | RECUSE |
|-----------------------------------|------|------|---------|--------|
| Patterson, James R. (Chairperson) | x | | | |
| Teixeira, Paul (Vice Chairperson) | x | | | |
| Mecham, Frank R. (Board Member) | x | | | |
| Gibson, Bruce S. (Board Member) | x | | | |
| Hill, Adam (Board Member) | x | | | |

6. This is the time set for hearing regarding Community Services Budgets.

Chairperson Patterson: opens the floor to public comment.

Mr. Eric Greening: speaks.

The Board tentatively approves the Community Services Budgets for Fund Centers 425 - Airports, 215 – Farm Advisor, 331 – Fish and Game, 427 – Golf Courses, 377 - Library, 305 - Parks, and 330 – Wildlife and Grazing, as presented by the County Administrative Officer.

Motion by: Paul Teixeira
Second by: Frank R. Mecham

| SUPERVISORS | AYES | NOES | ABSTAIN | RECUSE |
|-----------------------------------|------|------|---------|--------|
| Patterson, James R. (Chairperson) | x | | | |
| Teixeira, Paul (Vice Chairperson) | x | | | |
| Mecham, Frank R. (Board Member) | x | | | |
| Gibson, Bruce S. (Board Member) | x | | | |
| Hill, Adam (Board Member) | x | | | |

7. This is the time set for hearing regarding Fiscal and Administrative Budgets.

Chairperson Patterson: opens the floor to public comment without response.

The Board tentatively approves the Fiscal and Administrative Budgets for Fund Centers 104 – Administrative Office, 275 – Organizational Development, 109 - Assessor, 107 – Auditor-Controller, 100 – Board of Supervisors, 110 – Clerk-Recorder, and 108 – Treasurer-Tax Collector, as presented by the County Administrative Officer.

Motion by: Frank R. Mecham
Second by: Bruce S. Gibson

| SUPERVISORS | AYES | NOES | ABSTAIN | RECUSE |
|-----------------------------------|------|------|---------|--------|
| Patterson, James R. (Chairperson) | x | | | |
| Teixeira, Paul (Vice Chairperson) | x | | | |
| Mecham, Frank R. (Board Member) | x | | | |
| Gibson, Bruce S. (Board Member) | x | | | |
| Hill, Adam (Board Member) | x | | | |

8. This is the time set for hearing regarding Support to County Departments.

Chairperson Patterson: opens the floor to public comment without response.

The Board tentatively approves the Support to County Departments Budgets for Fund Centers 111 – County Counsel, 113 – General Services Agency, 407 – Fleet Services, 406 - Reprographics, 114 – Information Technology, 112 – Human Resources, 105 – Risk Management and 408-412 – Self Insurance, as presented by the County Administrative Officer and as outlined in the Supplemental Document.

Motion by: Bruce S. Gibson
Second by: Adam Hill

| SUPERVISORS | AYES | NOES | ABSTAIN | RECUSE |
|-----------------------------------|------|------|---------|--------|
| Patterson, James R. (Chairperson) | x | | | |
| Teixeira, Paul (Vice Chairperson) | x | | | |
| Mecham, Frank R. (Board Member) | x | | | |
| Gibson, Bruce S. (Board Member) | x | | | |
| Hill, Adam (Board Member) | x | | | |

9. This is the time set for hearing regarding Financing.

Chairperson Patterson: opens the floor to public comment without response.

The Board tentatively approves the Financing Budgets for Fund Centers 266 – Countywide Automation Replacement, 277 – Debt Service, 267 – General Government Building Replacement, 102 – Non-Departmental Revenues – Other Financing Use, 101 – Non-Departmental Revenues, 413 – Other Post Employment Benefits, 392 – Pension Obligation Bonds, 247 – Public Facility Fees and 268 – Tax Reduction Reserves, as presented by the County Administrative Officer and outlined in the Supplemental Document.

Motion by: Paul Teixeira
Second by: Frank R. Mecham

| SUPERVISORS | AYES | NOES | ABSTAIN | RECUSE |
|-----------------------------------|------|------|---------|--------|
| Patterson, James R. (Chairperson) | x | | | |
| Teixeira, Paul (Vice Chairperson) | x | | | |
| Mecham, Frank R. (Board Member) | x | | | |
| Gibson, Bruce S. (Board Member) | x | | | |
| Hill, Adam (Board Member) | x | | | |

10. This is the time set for hearing regarding Capital and Maintenance Projects.

Chairperson Patterson: opens the floor to public comment without response.

The Board tentatively approves the Capital and Maintenance Projects Budgets for Fund Centers 230 – Capital Projects and 200 – Maintenance Projects, as presented by the County Administrative Officer.

Motion by: Adam Hill
Second by: Frank R. Mecham

| SUPERVISORS | AYES | NOES | ABSTAIN | RECUSE |
|-----------------------------------|------|------|---------|--------|
| Patterson, James R. (Chairperson) | x | | | |
| Teixeira, Paul (Vice Chairperson) | x | | | |
| Mecham, Frank R. (Board Member) | x | | | |
| Gibson, Bruce S. (Board Member) | x | | | |
| Hill, Adam (Board Member) | x | | | |

Closed Session Items:

11. I. PENDING LITIGATION (Government Code, section 54956.9.) It is the intention of the Board to meet in closed session concerning the following items:
- A. Conference with Legal Counsel-Existing Litigation (Government Code, section 54956.9(a).) (Formally initiated) 1. Dubbink v. County of San Luis Obispo, et al.; 2. Teichert, A. & Son, Inc. v. San Luis Obispo County Flood Control & Water Conservation District.
- B. Conference with Legal Counsel-Anticipated Litigation (Government Code, section 54956.9.) 3. Significant exposure to litigation (Government Code, section 54956.9(b).) No. of cases 2. Facts and circumstances not known to potential plaintiff which indicate significant exposure to litigation. 4. Initiation of litigation (Government Code, section 54956.9(c).) No. of cases 2.

II. PERSONNEL (Gov. Code, § 54954.5.) It is the intention of the Board to meet in closed session to:
5. Consider Public Employee Employment for the Position of County Administrator.

III. CONFERENCE WITH REAL PROPERTY NEGOTIATOR (Gov. Code, § 54956.8.) It is the intention of the Board to meet in closed session to have a conference with its Real Property Negotiator concerning the following: 6. Property Description: 2198 Los Osos Valley Road, Los Osos (APNs 067-011-021/067-011-021); Parties with Whom Negotiating: John Giacomazzi and Janet Kline; Instructions to Negotiator: Terms and Conditions. 7. Property Description: 2350 Los Osos Valley Road, Los Osos (APNs 067-031-008/067-031-011); Parties with Whom Negotiating: Donald & Toni Andre and David & Donna Andre; Instructions to Negotiator: Terms and Conditions.

Chairperson Patterson: opens the floor to public comment without response.

Thereafter, pursuant to the requirements of the Brown Act, County Counsel reports out on the items discussed during Closed Session as follows: No report required as no final action was taken and the Board goes into Open Public Session.

On motion duly made and unanimously carried, the Board of Supervisors of the County of San Luis Obispo, and ex-officio the governing body of all other special assessment and taxing districts for which said Board so acts, does now adjourn to Wednesday, June 13, 2012.

I, **JULIE L RODEWALD**, County Clerk-Recorder and Ex-Officio Clerk of the Board of Supervisors of the County of San Luis Obispo, and ex-officio clerk of the governing body of all other special assessment and taxing districts for which said Board so acts, do hereby certify that the foregoing is a fair statement of the proceedings of the meeting held Monday, June 11, 2012, by the Board of Supervisors of the County of San Luis Obispo, and ex-officio the governing body of all other special assessment and taxing districts for which said Board so acts.

JULIE L RODEWALD, County Clerk-Recorder and Ex-Officio Clerk of the Board of Supervisors

By: /s/ Catrina M. Christensen, Deputy Clerk-Recorder

DATED: June 15, 2012